

ORDINANCE NO. 2005 -052

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA AMENDING THE 1989 COMPREHENSIVE PLAN AS ADOPTED BY ORDINANCE NO. 89-17, AS AMENDED; AMENDING THE **TRANSPORTATION ELEMENT** (TO REVISE AND EXPAND EXISTING **OKEECHOBEE BOULEVARD** CONSTRAINED ROADWAY AT LOWER LEVEL OF SERVICE (CRALLS) FACILITIES); **MAP SERIES**, (TO MODIFY MAP TE 15.1, TRAFFIC CONCURRENCY EXCEPTION AREAS (TCEAS) AND CRALLS, TO IDENTIFY THE EXPANDED OKEECHOBEE BOULEVARD CRALLS FACILITIES); AND AMENDING ALL ELEMENTS AS NECESSARY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE 1989 COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on August 31, 1989, the Palm Beach County Board of County Commissioners adopted the 1989 Comprehensive Plan by Ordinance No. 89-17;

WHEREAS, the Palm Beach County Board of County Commissioners amends the 1989 Comprehensive Plan as provided by Chapter 163, Part II, Florida Statutes; and

WHEREAS, the Palm Beach County Board of County Commissioners have initiated amendments to several elements of the Comprehensive Plan in order to promote the health, safety and welfare of the public of Palm Beach County; and

WHEREAS, the Palm Beach County Local Planning Agency conducted its public hearings on June 10 & 24 and July 8, 2005 to review the proposed amendments to the Palm Beach County Comprehensive Plan and made recommendations regarding the proposed amendments to the Palm Beach County Board of County Commissioners pursuant to Chapter 163, Part II, Florida Statutes; and

WHEREAS, the Palm Beach County Board of County Commissioners, as the governing body of Palm Beach County, conducted a public hearing pursuant to Chapter 163, Part II, Florida Statutes, on July 20, 2005 to review the recommendations of the Local Planning Agency, whereupon the Board of County Commissioners authorized transmittal of proposed amendments to the Department of Community Affairs for review and

comment pursuant to Chapter 163, Part II, Florida Statutes; and
WHEREAS, Palm Beach County received on October 5, 2005 the Department of Community Affairs "Objections, Recommendations, and Comments Report," dated September 30, 2005 which was the Department's written review of the proposed Comprehensive Plan amendments; and

WHEREAS, on November 28, 2005 the Palm Beach County Board of County Commissioners held a public hearing to review the written comments submitted by the Department of Community Affairs and to consider adoption of the amendments; and

WHEREAS, the Palm Beach County Board of County Commissioners has determined that the amendments as modified satisfy the concerns addressed in the Department of Community Affairs' "Objections, Recommendations and Comments Report" and comply with all requirements of the Local Government Comprehensive Planning and Land Development Regulations Act.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Part I. Amendments to the 1989 Comprehensive Plan

Amendments to the text of the following Elements of the 1989 Comprehensive Plan are hereby adopted and attached to this Ordinance in Exhibit 1:

- A. Transportation Element**, to revise and expand existing Okeechobee Boulevard Constrained Roadway at Lower Level of Service (CRALLS) facilities;
- B. Map Series, Map TE 15.1, Traffic Concurrence exception Areas (TCEAs) and CRALLS Map**, to modify map TE 15.1, Traffic Concurrence Exception Areas (TCEA) and CRALLS, to identify the expanded Okeechobee Boulevard CRALLS facilities; and
- C. Amending all elements as necessary for internal consistency.**

Part II. Repeal of Laws in Conflict

All local laws and ordinances applying to the unincorporated area

1 of Palm Beach County in conflict with any provision of this
2 ordinance are hereby repealed to the extent of such conflict.

3 Part III. Severability

4 If any section, paragraph, sentence, clause, phrase, or word of
5 this Ordinance is for any reason held by the Court to be
6 unconstitutional, inoperative or void, such holding shall not affect
7 the remainder of this Ordinance.

8 Part IV. Inclusion in the 1989 Comprehensive Plan

9 The provision of this Ordinance shall become and be made a part
10 of the 1989 Palm Beach County Comprehensive Plan. The Sections of the
11 Ordinance may be renumbered or relettered to accomplish such, and the
12 word "ordinance" may be changed to "section," "article," or any other
13 appropriate word.

14 Part V. Effective Date

15 The effective date of this plan amendment shall be the date a
16 final order is issued by the Department of Community Affairs or
17 Administration Commission finding the amendment in compliance in
18 accordance with Section 163.3184(1)(b), Florida Statutes, whichever is
19 applicable. No development orders, development permits, or land uses
20 dependent on this amendment may be issued or commence before it has
21 become effective. If a final order of noncompliance is issued by the
22 Administration Commission, this amendment may nevertheless be made
23 effective by adoption of a resolution affirming its effective status,
24 a copy of which resolution shall be sent to the Florida Department of
25 Community Affairs, Division of Community Planning, Plan Processing
26 Team. An adopted amendment whose effective date is delayed by law
27 shall be considered part of the adopted plan until determined to be
28 not in compliance by final order of the Administration Commission.
29 Then, it shall no longer be part of the adopted plan unless the local
30

1 government adopts a resolution affirming its effectiveness in the
2 manner provided by law.

3 **APPROVED AND ADOPTED** by the Board of County Commissioners of Palm
4 Beach County, on the 28 day of November, 2005.

5
6 ATTEST:
7 SHARON R. BOCK, CLERK &
8 COMPTROLLER

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY COMMISSIONERS

9
10 By: [Signature]
11 Deputy Clerk

By: [Signature]
Tony Masilotti, Chairman

12
13 APPROVED AS TO FORM AND LEGAL SUFFICIENCY

14
15 [Signature]
16 COUNTY ATTORNEY

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18 Filed with the Department of State on the 6th day of
19
20 December, 2005.

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22 T:\Planning\AMEND\05-2\admin\bccadopt\Ordinances\Okeechobee Blvd CRALLS.doc

EXHIBIT 1

A. Transportation Element, Okeechobee Boulevard CRALLS

REVISIONS: To revise and expand existing Okeechobee Boulevard Constrained Roadway at Lower Level of Service (CRALLS) facilities. The added text is shown in underlined and the deleted text is shown in ~~strike-through~~ format.

REVISED Policy 1.2-f

23) The following roadways are hereby designated as a CRALLS facility, subject to mitigation criteria ~~to be determined~~, consistent with Transportation Policy 1.2-q:

- a) ~~Okeechobee Boulevard from Benoist Farms to Skees Road:~~
Peak Hour Standard: ~~6,150 vehicles per hour~~
Daily Level of Service Standard: ~~64,300 vehicles per day~~
Total trips for new projects: ~~790 vehicles per hour~~
- b) ~~Okeechobee Boulevard from Skees Road to Jog Road:~~
Peak Hour Standard: ~~6,150 vehicles per hour~~
Daily Level of Service Standard: ~~73,389 vehicles per day~~
Total trips for new projects: ~~790 vehicles per hour~~
- a) Okeechobee Boulevard from Royal Palm Beach Boulevard to Royal Palm Beach High School:
Peak Hour Standard: 5,473 vehicles per hour
- b) Okeechobee Boulevard from State Road 7 to Sansbury's:
Peak Hour Standard: 6,724 vehicles per hour
- c) Okeechobee Boulevard from Sansbury's to Benoist Farms:
Peak Hour Standard: 7,212 vehicles per hour
- d) Okeechobee Boulevard from Benoist Farms to Skees Road:
Peak Hour Standard: 7,578 vehicles per hour
- e) Okeechobee Boulevard from Skees Road to Jog Road:
Peak Hour Standard: 7,760 vehicles per hour

No development order or permit dependent on this CRALLS shall be issued until adoption of the ULDC revisions to implement the associated point system ~~and traffic sensitive uses described in Transportation Policy 1.2-q~~. The duration of this CRALLS shall be 3 years from its effective date, but shall not apply in any case after 5 years from the date of adoption of this amendment.

~~For the segment of Roebuck Road, west of Jog Road, the County commits to acquire right of way from the City of West Palm Beach within 12 months from the date of adoption of this amendment.~~

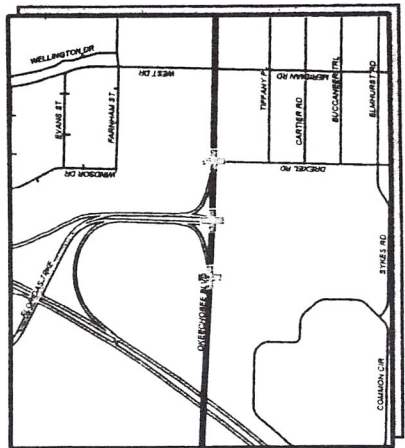
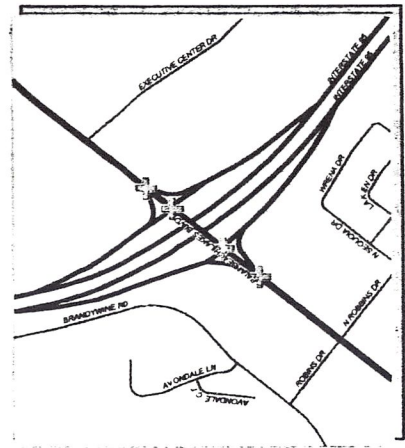
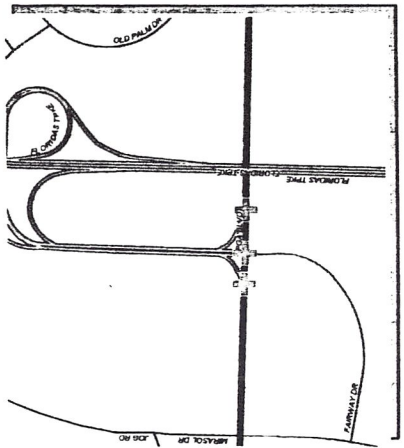
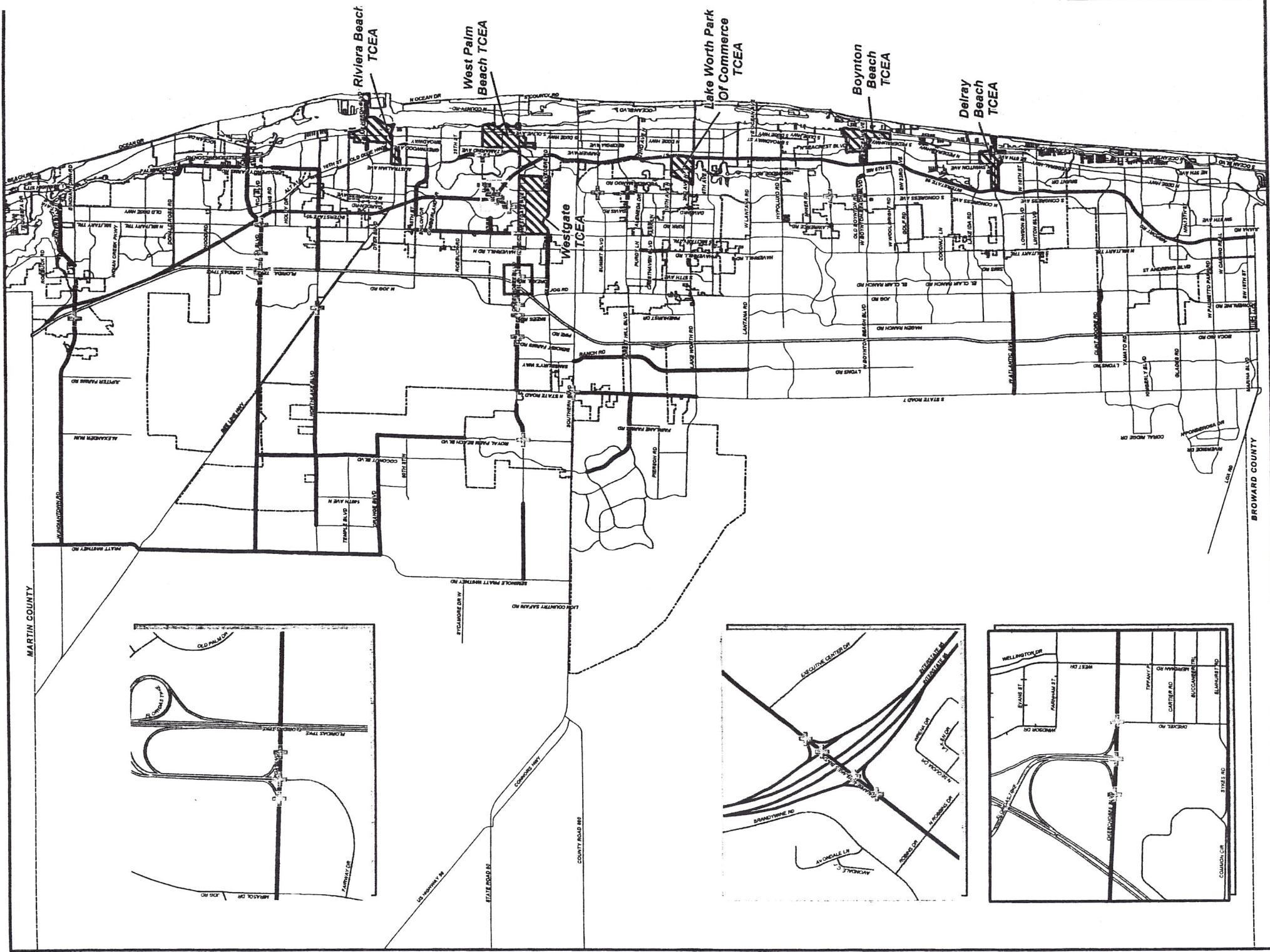
24) The following roadways are hereby designated as a CRALLS facility, subject to mitigation criteria ~~to be determined~~, consistent with Transportation Policy 1.2-q:

- a. Okeechobee Boulevard from Jog Road to the Florida Turnpike:
Peak Hour Standard: ~~6,150~~ 8,966 vehicles per hour
Daily Level of Service Standard: ~~67,340 vehicles per day~~
Total trips for new projects: ~~790 vehicles per hour~~
- b. Okeechobee Boulevard from the Florida Turnpike to Haverhill Road:
Peak Hour Standard: ~~6,150~~ vehicles per hour
Daily Level of Service Standard: ~~70,950 vehicles per day~~
Total trips for new projects: ~~606 vehicles per hour~~
- c. Okeechobee Boulevard from Haverhill Road to Military Trail:
Peak Hour Standard: ~~7,430~~ vehicles per hour
Daily Level of Service Standard: ~~76,100 vehicles per day~~
Total trips for new projects: ~~439 vehicles per hour~~

No development order or permit dependent on this CRALLS shall be issued until adoption of the ULDC revisions to implement the associated point system and traffic sensitive uses described in Transportation Policy 1.2 q. ~~As part of this CRALLS, the County commits to begin construction of Roebuck Road, from Jog Road to Haverhill Road, within 12 months of adoption of this amendment, and to complete the road within 24 months of adoption, with incentives to be provided for early completion.~~

B. Map Series, Okeechobee Boulevard CRALLS

REVISIONS: To modify map TE 15.1, Traffic Concurrency Exception Areas (TCEA) and CRALLS, to identify the expanded Okeechobee Boulevard CRALLS facilities. The revised map is shown below.



MAP TE 15.1
TRAFFIC CONCURRENCY
EXCEPTION AREAS (TCEA)
& CRALLS

Adopted Features

- Traffic Concurrency Exception Areas (TCEA)
- Constrained Roadways At Lower Level of Service (CRALLS) *
- CRALLS Intersections

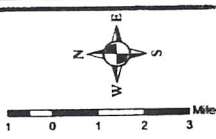
Reference Features

- Municipalities
- Interstate 95
- Florida's Turnpike
- Major Roads
- Minor Roads

* Certain CRALLS Contain Provisions By Which At Some Pre-Defined Event In The Future, They Will Cease To Remain In Effect. For Further Details, Please Refer To The Transportation Element Of The Comprehensive Plan.
 SOURCES: PBC Planning Division
 Last Amended In Round 05-1 by Ord. 2005-113



PALM BEACH COUNTY
COMPREHENSIVE PLAN
MAP SERIES



Effective Date: TBD
 Filename: N Map Series-MADS-Adopted
 Contact: PBC Planning Dept

COPIES OF COMPREHENSIVE PLAN OF PALM BEACH COUNTY, FLORIDA, CONTAINING THE TRANSPORTATION ELEMENT, WERE PROVIDED TO THE FOLLOWING: November 28, 2005 12/20/05

Diane Brown